

1 accept the R&R and deny the Petition. *See* 28 U.S.C. § 636(b)(1) (stating that the district
2 court “may accept, reject, or modify, in whole or in part, the findings or recommendations
3 made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge may accept, reject,
4 or modify the recommended disposition; receive further evidence; or return the matter to the
5 magistrate judge with instructions.”).

6 **IT IS ORDERED:**

- 7 1. Magistrate Judge Anderson’s R&R (Dkt. # 9) is **accepted**.
8 2. Petitioner’s Petition for Writ of Habeas Corpus (Dkt. # 1) is **denied**.
9 3. The Clerk of Court shall **terminate** this action.

10 DATED this 8th day of February, 2010.

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14 G. Murray Snow
15 United States District Judge
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